MULTIMEDIA UNIVERSITY

STUDENT ID NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 1, 2015 / 2016

PIL0012 – INTRODUCTION TO LAW

(All Sections / Groups)

5 OCTOBER 2015
2.30 p.m. - 4.30 p.m.
(2 Hours)

INSTRUCTIONS TO STUDENT

1. This question paper consists of **TWO (2)** printed pages excluding the cover page.
2. Answer **ONE** question from Section A and **TWO** questions from Section B.
3. All answers should be written in the Answer Booklet.

SECTION A: ESSAY [40 MARKS]

Instruction: Answer **ONE** question only.

QUESTION 1 [40 marks]

"In my judgment, since the words in S.20 of the Act are themselves precise and unambiguous, then one need not go any further than to expound those words in their ordinary and natural sense. Put in another way, the words themselves alone best declare the intention of the law giver."

[Abdul Malik Ishak J in *Ng Kook Kin v Public Prosecutor (1995) 2 MLJ 35*]

Discuss the above statement with reference to statutory interpretation and support your answer with relevant authorities.

(40 marks)

QUESTION 2 [40 marks]

Assuming that you are a law lecturer at Multimedia University and you are required to educate a group of 230 Alpha law students on the techniques of studying law.

Brief them on the methods of legal study.

(40 marks)

Continued...

SECTION B: ESSAY [60 MARKS]

Instruction: Answer **TWO** questions only.

QUESTION 3 [30 marks]

Equity was developed as a separate system from common law since it was developed to fill in the gaps and to remedy the defects under the common law system. This is why equity is known as the "gloss on the common law".

Define the term equity and describe the origins of equity.

(30 marks)

QUESTION 4 [30 marks]

Adversary system is a method of adjudication in which active and unhindered parties, usually through their lawyers, contest with each other and present support in favour of their respective positions, usually through the examinations and cross-examination of witnesses and presentation of other evidence, to a neutral and independent decision maker.

[*Webster's New World Law Dictionary*, 2010, Wiley Publishing, New Jersey]

In view of the above definition, discuss the application of the adversarial system in Malaysia.

(30 marks)

QUESTION 5 [30 marks]

In Britain, the legal profession consists of Solicitors as generalists and Barristers as specialists.

Summarise the differences between Barristers and Solicitors.

(30 marks)

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